



900 S.W. Fifth Avenue, Suite 2600  
Portland, Oregon 97204  
main 503.224.3380  
fax 503.220.2480  
www.stoel.com

November 2, 2010

GEOFFREY B. TICHENOR  
Direct (503) 294-9389  
gbtichenor@stoel.com

**VIA EMAIL (HUYNH.KELLY@EPA.GOV) AND US MAIL**

Ms. Kelly Huynh  
US EPA – Region 10  
Manager, Inspection and Enforcement Management Unit  
1200 – 6th Avenue, Suite 900, OCE - 164  
Seattle, Washington 98101

**Re: PCC Structurals, Inc.'s Emergency Planning and Community Right-to-Know Act  
("EPCRA") Audit / Voluntary Disclosure Update**

Dear Ms. Huynh:

As you may recall, this firm represents PCC Structurals, Inc. ("Structurals") related to its April 30, 2010 self-disclosure of potential violations of EPCRA Section 313's Toxic Release Inventory ("TRI") program at the following Oregon facilities: Schlosser, Deer Creek Annex, Large Parts Campus ("LPC") and Small Structurals Business Operation ("SSBO") (collectively, the "Facilities"). Structurals made the self-disclosure under EPA's "Incentives for Self-Policing: Discovery, Disclosure, Correction and Prevention of Violations" ("Audit Policy"), 65 Fed. Reg. 19,618 (April 11, 2000). Coincident with making the self-disclosure, Structurals engaged Fisher and Arnold, Inc. ("F&A"), a third party environmental consulting firm with extensive EPCRA experience, to audit the Facilities' compliance with EPCRA Section 313. On August 20, 2010, we wrote to you to summarize F&A's audit procedures and findings. By email dated October 6, 2010, you allowed Structurals until October 18 to complete the corrective actions necessary to resolve the TRI reporting discrepancies identified during the audit.

This letter confirms that Structurals completed all necessary corrective actions by the October 18 corrective action deadline. Those actions included revising the deficient TRI reports filed by the Facilities during the reporting years between 2004 and 2008. As indicated in our August 20 letter, Structurals also applied what it learned during the audit to review the TRI reports it submitted for the 2009 reporting year. Following that review, which Structurals could not have completed until the audit was complete, Structurals decided to make certain revisions to its 2009 TRI reports. With those revisions, Structurals is confident that its 2009 TRI reports are



Ms. Kelly Huynh  
November 2, 2010  
Page 2

consistent with reporting approach determined during the audit to make use of the best information readily available to the Facilities.

The tables below identify all of the corrective actions taken by each of the Facilities resulting from the audit.

**Schlosser**

Chemical	TRI Reporting Year					
	2004	2005	2006	2007	2008	2009
Hydrogen Fluoride	Revise Form R	Revise Form R	Revise Form R	Revise Form R	Revise Form R	Revise Form R
Nitrate Compounds	Revise Form R	Revise Form R	Revise Form R	Revise Form R	Revise Form R	Revise Form R
Nitric Acid	Revise Form R	Revise Form R	Revise Form R	Revise Form R	Revise Form R	Revise Form R

**Deer Creek Annex**

Chemical	TRI Reporting Year					
	2004	2005	2006	2007	2008	2009
Aluminum (dust)	Revise Form R	Revise Form R	Withdraw Form R; File Form A	N/A	Revise Form R	Revise Form R
Chromium	Revise Form R	Revise Form R	Revise Form R	Revise Form R	Revise Form R	Revise Form R
Cobalt	Revise Form R	Revise Form R	Revise Form R	Revise Form R	Revise Form R	Revise Form R
Nickel	Revise Form R	Revise Form R	Revise Form R	Revise Form R	Revise Form R	Revise Form R



Ms. Kelly Huynh  
November 2, 2010  
Page 3

**LPC**

Chemical	TRI Reporting Year					
	2004	2005	2006	2007	2008	2009
Aluminum (dust)	Revise Form R	Revise Form R	Revise Form R	Withdraw Form A; File Form R	Revise Form R	Revise Form R
Chromium	Revise Form R	Revise Form R	Revise Form R	Revise Form R	Revise Form R	Revise Form R
Cobalt	Revise Form R	Revise Form R	Revise Form R	Revise Form R	Revise Form R	Revise Form R
Copper	N/A	Revise Form R	N/A	File Form R	File Form R	Revise Form R
<del>Copper</del> Cobalt Compounds	No Filing Required	No Filing Required	No Filing Required	No Filing Required	No Filing Required	N/A
Hydrogen Fluoride	Revise Form R	Revise Form R	Revise Form R	Revise Form R	Revise Form R	Revise Form R
Hydroquinone	N/A	N/A	N/A	N/A	N/A	N/A
Nickel	Revise Form R	Revise Form R	Revise Form R	Revise Form R	Revise Form R	Revise Form R
Nitrate Compounds	Revise Form R	Revise Form R	Revise Form R	Revise Form R	Revise Form R	Revise Form R
Nitric Acid	Revise Form R	Revise Form R	Revise Form R	Revise Form R	Revise Form R	Revise Form R

Per attached email from Steel River



Ms. Kelly Huynh  
November 2, 2010  
Page 4

**SSBO**

Chemical	TRI Reporting Year					
	2004	2005	2006	2007	2008	2009
Aluminum (dust)	Revise Form R	Withdraw Form R; File Form A	Withdraw Form R; File Form A	N/A	N/A	N/A
Chromium	Revise Form R	Revise Form R	Revise Form R	Revise Form R	Revise Form R	Revise Form R
Cobalt	Revise Form R	Revise Form R	Revise Form R	Revise Form R	Revise Form R	Revise Form R
Nickel	Revise Form R	Revise Form R	Revise Form R	Revise Form R	Revise Form R	Revise Form R

**Conclusion**

As explained above, this letter confirms that, consistent with EPA's Audit Policy and your October 6 email, Structurals timely completed all corrective actions following from its TRI audit of its Facilities. Consequently, we believe Structurals has resolved this self-disclosure in full satisfaction of EPA's Audit Policy. We are hopeful that EPA will reach the same conclusion.

We are committed to cooperating with you to resolve this self-disclosure. Please contact me if you have any questions about this submittal or would like additional information.

Thank you for your assistance.

Very truly yours,

Geoffrey B. Tichenor

PCC Structurals, Inc.'s Emergency Planning and Community Right-to-Know Act ("EPCRA")  
Audit/Voluntary Disclosure Update  
Tichenor, Geoffrey  
to:  
Kelly Huynh  
11/02/2010 11:53 AM  
Sent by:  
"Hawkins, Nancy" <NHAWKINS@stoel.com>  
Show Details

Dear Ms. Huynh:

Attached in .pdf format is Geoff Tichenor's letter to you dated November 2, 2010. A hard copy of the letter is being sent to you today via US Mail. If you encounter any difficulties with the document, please feel free to contact me directly.

Thank you.

**Nancy Hawkins** | Practice Assistant

Gold Certified Member, Stoel Rives "Go Green" P<sup>2</sup> Sustainability Program  
STOEL RIVES LLP | 900 SW Fifth Ave, Suite 2600 | Portland, OR 97204-1268  
Direct: (503) 294-9638 | Fax: (503) 220-2480  
[nhawkins@stoel.com](mailto:nhawkins@stoel.com) | [www.stoel.com](http://www.stoel.com)

This email may contain material that is confidential, privileged and/or attorney work product for the sole use of the intended recipient. Any unauthorized review, use, or distribution is prohibited and may be unlawful.



Please consider the environment before printing this e-mail.

RE: PCC Structurals, Inc.'s Emergency Planning and Community Right-to-Know Act ("EPCRA")  
Audit/Voluntary Disclosure Update  
Tichenor, Geoffrey  
to:  
Kelly Huynh  
11/02/2010 03:08 PM  
[Show Details](#)

Dear Ms. Huynh,

My letter to you dated November 2, 2010 contained a small typographical error. The words "copper compounds" in the table on page 3 of the letter should be replaced with the words "cobalt compounds."

Thanks for considering this revision and for your assistance resolving Structurals' self-disclosure.

All my best,

Geoff Tichenor

**Geoffrey B. Tichenor**  
STOEL RIVES LLP | 900 SW Fifth Ave, Suite 2600 | Portland, OR 97204-1268  
Direct: (503) 294-9389 | Fax: (503) 220-2480  
[gbtichenor@stoel.com](mailto:gbtichenor@stoel.com) | [www.stoel.com](http://www.stoel.com)

This email may contain material that is confidential, privileged and/or attorney work product for the sole use of the intended recipient. Any unauthorized review, use, or distribution is prohibited and may be unlawful.



Please consider the environment before printing this e-mail.

---

**From:** Hawkins, Nancy **On Behalf Of** Tichenor, Geoffrey  
**Sent:** Tuesday, November 02, 2010 11:53 AM  
**To:** 'HUYNH.KELLY@EPA.GOV'  
**Subject:** PCC Structurals, Inc.'s Emergency Planning and Community Right-to-Know Act ("EPCRA")  
Audit/Voluntary Disclosure Update

Dear Ms. Huynh:

Attached in .pdf format is Geoff Tichenor's letter to you dated November 2, 2010. A hard copy of the letter is being sent to you today via US Mail. If you encounter any difficulties with the document, please feel free to contact me directly.

Thank you.

**Nancy Hawkins** | Practice Assistant  
Gold Certified Member, Stoel Rives "Go Green" P<sup>2</sup> Sustainability Program

**STOEL RIVES LLP** | 900 SW Fifth Ave, Suite 2600 | Portland, OR 97204-1268  
Direct: (503) 294-9638 | Fax: (503) 220-2480  
[nhawkins@stoel.com](mailto:nhawkins@stoel.com) | [www.stoel.com](http://www.stoel.com)

This email may contain material that is confidential, privileged and/or attorney work product for the sole use of the intended recipient. Any unauthorized review, use, or distribution is prohibited and may be unlawful.



Please consider the environment before printing this e-mail.